

Second Regular Session  
Seventy-first General Assembly  
STATE OF COLORADO

DRAFT  
11.22.17

DRAFT

LLS NO. 18-0545.01 Esther van Mourik x4215

COMMITTEE BILL

Committee on Legal Services

**BILL TOPIC:** "Relocate Title 24 Gambling Intercept To Title 44"

**A BILL FOR AN ACT**

101      **CONCERNING THE NONSUBSTANTIVE RELOCATION OF LAWS RELATED**  
102                    **TO GAMBLING PAYMENT INTERCEPT FROM TITLE 24, COLORADO**  
103                    **REVISED STATUTES, TO A NEW TITLE 44 AS PART OF THE**  
104                    **ORGANIZATIONAL RECODIFICATION OF TITLE 12.**

**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)*

**Committee on Legal Services.** Current law directs the office of legislative legal services to study the organizational recodification of title 12 of the Colorado Revised Statutes, which relates to professions and

*Capital letters indicate new material to be added to existing statute.  
Dashes through the words indicate deletions from existing statute.*

occupations. One recommendation of the study is to relocate laws located in title 24 that are administered by the department of revenue to a new title 44, which will consist solely of laws administered by the department of revenue that regulate a variety of activities.

To implement this recommendation, **section 1** of the bill creates title 44 and **section 2** relocates laws related to the gambling payment intercept program from title 24 to the new title. **Section 3** repeals the relocated laws from their current location. **Sections 4 through 7** make conforming amendments necessitated by the relocation of the laws.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, **add** title 44 as  
3 follows:

4 **TITLE 44**  
5 **ACTIVITIES REGULATED BY THE**  
6 **DEPARTMENT OF REVENUE**  
7 **ARTICLE 1**  
8 **Common Provisions**

9 **44-1-101. Short title.** THE SHORT TITLE OF THIS TITLE 44 IS THE  
10 "DEPARTMENT OF REVENUE ACTIVITIES REGULATION ACT".

11 **44-1-102. Legislative declaration.** (1) THE GENERAL ASSEMBLY  
12 HEREBY FINDS AND DECLARES THAT:

13 (a) BEFORE THE ENACTMENT OF THIS TITLE 44, LAWS  
14 ADMINISTERED BY THE DEPARTMENT OF REVENUE THAT REGULATE A  
15 VARIETY OF ACTIVITIES WERE CODIFIED IN TWO TITLES OF THE COLORADO  
16 REVISED STATUTES, MOST PROMINENTLY IN TITLE 12, WHICH GOVERNS  
17 PROFESSIONS AND OCCUPATIONS;

18 (b) MOST PROFESSIONS AND OCCUPATIONS ARE REGULATED BY  
19 THE DEPARTMENT OF REGULATORY AGENCIES PURSUANT TO TITLE 12, BUT  
20 PRIOR TO THE 2017 LEGISLATIVE SESSION, TITLE 12 CONTAINED NUMEROUS

1 LAWS THAT DID NOT PERTAIN TO THE REGULATION OF PROFESSIONS AND  
2 OCCUPATIONS AND WERE NOT ADMINISTERED BY THE DEPARTMENT OF  
3 REGULATORY AGENCIES;

4 (c) WITH THE ENACTMENT OF SECTION 2-3-510 IN 2016, THE  
5 GENERAL ASSEMBLY DIRECTED THE OFFICE OF LEGISLATIVE LEGAL  
6 SERVICES TO STUDY AN ORGANIZATIONAL RECODIFICATION OF TITLE 12 OF  
7 THE COLORADO REVISED STATUTES, INCLUDING RELOCATING LAWS THAT  
8 DO NOT PERTAIN TO PROFESSIONS AND OCCUPATIONS AND ARE NOT  
9 ADMINISTERED BY THE DEPARTMENT OF REGULATORY AGENCIES;

10 (d) BASED ON RECOMMENDATIONS FROM THE TITLE 12  
11 RECODIFICATION STUDY, THE GENERAL ASSEMBLY ENACTED SEVERAL  
12 BILLS IN THE 2017 LEGISLATIVE SESSION TO RELOCATE OUT OF TITLE 12  
13 MANY LAWS THAT ARE ADMINISTERED BY ENTITIES OTHER THAN THE  
14 DEPARTMENT OF REGULATORY AGENCIES;

15 (e) THE STUDY ALSO RECOMMENDED CREATING A NEW TITLE 44  
16 FOR PURPOSES OF CONSOLIDATING LAWS ADMINISTERED BY THE  
17 DEPARTMENT OF REVENUE THAT REGULATE ACTIVITIES INTO A SINGLE  
18 TITLE IN ORDER TO FACILITATE BOTH:

19 (I) THE PUBLIC'S AND REGULATED ENTITIES' UNDERSTANDING OF  
20 THE LAWS THAT APPLY TO THEM; AND

21 (II) THE DEPARTMENT OF REVENUE'S ADMINISTRATION OF THESE  
22 LAWS; AND

23 (f) CREATING A NEW TITLE 44 CONSISTING OF LAWS ADMINISTERED  
24 BY THE DEPARTMENT OF REVENUE THAT REGULATE VARIOUS ACTIVITIES  
25 IS NECESSARY TO IMPLEMENT THE RECOMMENDATIONS OF THE TITLE 12  
26 RECODIFICATION STUDY AND FACILITATE THE REORGANIZATION OF TITLE  
27 12 PERTAINING TO THE REGULATION OF PROFESSIONS AND OCCUPATIONS.

1           **44-1-103. Definitions.** AS USED IN THIS TITLE 44, UNLESS THE  
2       CONTEXT OTHERWISE REQUIRES:

3 (1) "DEPARTMENT" MEANS THE DEPARTMENT OF REVENUE  
4 CREATED IN SECTION 24-1-117.

5           (2) "EXECUTIVE DIRECTOR" MEANS THE EXECUTIVE DIRECTOR OF  
6       THE DEPARTMENT.

7           **SECTION 2.** In Colorado Revised Statutes, **add with amended**  
8           **and relocated provisions** article 33 to title 44 as follows:

9 ARTICLE 33

10 **Gambling Payment Intercept Act**

11 **44-33-101. [Formerly 24-35-601] Short title.** This part shall be  
12 ~~known and may be cited as~~ THE SHORT TITLE OF THIS ARTICLE 33 IS the  
13 "Gambling Payment Intercept Act".

14           **44-33-102. [Formerly 24-35-602] Legislative declaration.**

15      (1) The general assembly hereby finds and declares that:

16 (a) Parents should provide financial support to their minor  
17 children who cannot care for themselves.

18 (b) The state should intervene when parents fail to meet their  
19 support obligations.

(c) Children are adversely affected when parents divert their financial support to limited gaming and pari-mutuel wagering.

(d) A parent's winnings from money diverted from a child's support should be applied to the parent's outstanding support obligations.

(e) ~~Section 12-47.1-102(1)(c), C.R.S.~~, SECTION 44-30-102(1)(c) of the "Limited Gaming Act of 1991" recognizes that the limited gaming industry must be assisted in protecting the general welfare of the people of the state.

1 (f) Victims of crime and all the people of the state are adversely  
2 affected when criminal offenders divert restitution to limited gaming and  
3 pari-mutuel wagering.

4 (g) A criminal offender's winnings from money diverted from  
5 restitution should be applied to the offender's outstanding criminal court  
6 obligations.

7 (h) An uncollected debt to the state should be deducted from a  
8 person's winnings.

9 **44-33-103. [Formerly 24-35-603] Definitions.** As used in this part  
10 6 ARTICLE 33, unless the context otherwise requires:

11 (1) "Licensee" means a licensee as defined in section 12-60-102  
12 (17), ~~C.R.S.~~, or an operator or retail gaming licensee under ~~section~~  
13 ~~12-47.1-501 (1)(b) or (1)(c), C.R.S.~~ SECTION 44-30-501 (1)(b) OR (1)(c).

14 (2) (a) "Outstanding debt" means:

15 (I) Unpaid child support debt or child support costs to the state  
16 pursuant to section 14-14-104, ~~C.R.S.~~, and arrearages of child support  
17 requested as part of an enforcement action pursuant to article 5 of title 14,  
18 ~~C.R.S.~~, or arrearages of child support that are the subject of enforcement  
19 services provided pursuant to section 26-13-106; ~~C.R.S.~~;

20 (II) Restitution that a person has been ordered to pay pursuant to  
21 section 18-1.3-603 or 19-2-918, ~~C.R.S.~~, regardless of the date that the  
22 restitution was ordered; and

23 (III) Any unpaid debt due to the state that is referred pursuant to  
24 section 24-30-202.4 (2) to the state controller or the central collection  
25 services section of the division of finance and procurement, or any  
26 successor section, in the department of personnel, and including the  
27 collection fee and any allowable fees and costs pursuant to section

1 24-30-202.4 (8). "Outstanding debt" does not include any debt collected  
2 by the department of personnel for a political subdivision of the state.

3 (b) Notwithstanding any provision of ~~paragraph (a) of this~~  
4 ~~subsection (2)~~ SUBSECTION (2)(a) OF THIS SECTION, an outstanding debt  
5 shall not be less than three hundred dollars.

6 (3) "Payment" means cash winnings from limited gaming or from  
7 pari-mutuel wagering on horse or greyhound racing payable by a licensee  
8 for which the licensee is required to file form W-2G, or a substantially  
9 equivalent form, with the United States internal revenue service.

10 (4) "Registry" means the registry created and maintained by or for  
11 the department ~~of revenue~~ pursuant to ~~section 24-35-604~~ SECTION  
12 44-33-104.

13 (5) "Registry operator" means the department ~~of revenue~~ or the  
14 private entity that maintains the registry under the direction and control  
15 of the department.

16 **44-33-104. [Formerly 24-35-604] Registry - creation -**  
17 **information.** (1) The department ~~of revenue~~ shall create and maintain,  
18 or contract with a private entity pursuant to ~~section 24-35-607~~ SECTION  
19 44-33-108 to create and maintain, the registry in accordance with this  
20 section.

21 ~~(1.5)~~ (2) On and after the date that the judicial department  
22 receives notice from the department ~~of revenue~~ pursuant to ~~section~~  
23 ~~24-35-605.5~~ ~~(2)(b)(I)~~ SECTION 44-33-106 (2)(b)(I), the judicial  
24 department shall certify to the registry operator the information indicated  
25 in ~~subsection (4)~~ SUBSECTION (6) of this section regarding persons with  
26 an outstanding debt as specified in ~~section 24-35-603 (2)(a)(II)~~ SECTION  
27 44-33-103 (2)(a)(II).

1           ~~(2)~~ (3) The department of human services shall certify to the  
2 registry operator the information indicated in ~~subsection (4)~~ SUBSECTION  
3 (6) of this section regarding each child support obligor with an  
4 outstanding debt as specified in ~~section 24-35-603 (2)(a)(I)~~ SECTION  
5 44-33-103 (2)(a)(I).

6           ~~(2.5)~~ (4) On and after January 1, 2012, the department of  
7 personnel shall certify to the registry operator the information indicated  
8 in ~~subsection (4)~~ SUBSECTION (6) of this section regarding each person  
9 with an outstanding debt as specified in ~~section 24-35-603 (2)(a)(III)~~  
10 SECTION 44-33-103 (2)(a)(III).

11           ~~(3)~~ (5) The registry operator shall enter in the registry the  
12 information certified to the registry operator by the judicial department,  
13 the department of human services, and the department of personnel  
14 pursuant to ~~subsections (1.5), (2), and (2.5)~~ SUBSECTIONS (2), (3), AND (4)  
15 of this section.

16           ~~(4)~~ (6) The registry shall contain the following information:

- 17           (a) The name of each person with an outstanding debt;  
18           (b) The social security number of each person with an outstanding  
19 debt;  
20           (c) The account or case identifier assigned to the outstanding debt  
21 by the department that certified the information to the registry operator;  
22           (d) The name, telephone number, and address of the department  
23 that certified the information to the registry operator regarding each  
24 person with an outstanding debt; and  
25           (e) The amount of the outstanding debt.

26           ~~(5)~~ (7) On and after the date that the judicial department receives  
27 notice from the department of revenue pursuant to ~~section 24-35-605.5~~

1 ~~(2)(b)(I)~~ SECTION 44-33-106 (2)(b)(I), the registry operator shall add a fee  
2 of twenty-five dollars to each outstanding debt certified by a department  
3 pursuant to this section.

4 **44-33-105. [Formerly 24-35-605] Payments - limited gaming**  
5 **and pari-mutuel wagering licensees - procedures.** (1) On and after  
6 July 1, 2008:

7 (a) A licensee shall have the means to communicate with the  
8 registry operator.

9 (b) Before making a payment to a winner, the licensee shall obtain  
10 the name, address, and social security number of the winner from form  
11 W-2G, or a substantially equivalent form, to be filed with the United  
12 States internal revenue service and submit the required information to the  
13 registry operator. The registry operator shall inform the licensee whether  
14 the winner is listed in the registry. The licensee shall comply with  
15 subsection (2) of this section.

16 (2) (a) If the registry operator replies that the winner is not listed  
17 in the registry or if the licensee is unable to receive information from the  
18 registry operator after attempting in good faith to do so, the licensee may  
19 make the payment to the winner.

20 (b) If the registry operator replies that the winner is listed in the  
21 registry:

22 (I) The reply from the registry operator to the licensee shall  
23 indicate the name, telephone number, and address of the department that  
24 certified the information to the registry and the amount of the winner's  
25 outstanding debt.

26 (II) The licensee shall withhold from the amount of the payment  
27 an amount equal to the amount certified pursuant to ~~section 24-35-604~~



1 SECTION 44-33-104. If the amount of the payment is less than or equal to  
2 the amount certified, the licensee shall withhold the entire amount of the  
3 payment. The licensee shall refer the winner to the department that  
4 reported the outstanding debt to the registry.

5 (III) Within twenty-four hours after withholding a payment  
6 pursuant to ~~subparagraph (II) of this paragraph (b)~~ SUBSECTION (2)(b)(II)  
7 OF THIS SECTION, the licensee shall send the amount withheld to the  
8 registry operator and report to the registry operator the full name, address,  
9 and social security number of the winner, the account or case identifier  
10 assigned by the department that reported the outstanding debt to the  
11 registry, the date and amount of the payment, and the name and location  
12 of the licensee.

13 (IV) The registry operator shall send to the certifying department  
14 the ~~moneys~~ MONEY and information received from a licensee pursuant to  
15 ~~subparagraph (III) of this paragraph (b)~~ SUBSECTION (2)(b)(III) OF THIS  
16 SECTION. If more than one department certified a winner, the registry  
17 operator shall send the information to each certifying department and  
18 distribute the ~~moneys~~ MONEY among the departments as follows:

19 (A) The registry operator shall send to the department of human  
20 services any amount certified by the department of human services.

21 (B) Of any ~~moneys~~ MONEY remaining after the distribution, if any,  
22 to the department of human services pursuant to ~~sub-subparagraph (A) of~~  
23 ~~this subparagraph (IV)~~ SUBSECTION (2)(b)(IV)(A) OF THIS SECTION, the  
24 registry operator shall send to the judicial department any amount  
25 certified by the judicial department.

26 (C) Of any ~~moneys~~ MONEY remaining after the distribution, if any,  
27 to the judicial department pursuant to ~~sub-subparagraph (B) of this~~

1 ~~subparagraph (IV)~~ SUBSECTION (2)(b)(IV)(B) OF THIS SECTION, the  
2 registry operator shall send to the department of personnel any amount  
3 certified by the department of personnel.

4 (V) The department of human services shall process ~~moneys~~  
5 MONEY received from the registry operator pursuant to ~~subparagraph (IV)~~  
6 ~~of this paragraph (b)~~ SUBSECTION (2)(b)(IV) OF THIS SECTION in  
7 accordance with section 26-13-118.7. ~~C.R.S.~~ The judicial department  
8 shall process ~~moneys~~ MONEY received from the registry operator pursuant  
9 to ~~subparagraph (IV) of this paragraph (b)~~ SUBSECTION (2)(b)(IV) OF THIS  
10 SECTION in accordance with the rules of the department. The department  
11 of personnel shall process ~~moneys~~ MONEY received from the registry  
12 operator pursuant to ~~subparagraph (IV) of this paragraph (b)~~ SUBSECTION  
13 (2)(b)(IV) OF THIS SECTION in accordance with the rules of the department  
14 of personnel, with the understanding that any state agency or  
15 state-supported institution of higher education debt will be paid before  
16 any debt for a political subdivision of the state assigned to central  
17 collection services.

18 (3) The registry operator shall deduct an amount equal to the fee  
19 added to the outstanding debt pursuant to ~~section 24-35-604 (5)~~ SECTION  
20 44-33-104 (7) from each payment received from a licensee and forward  
21 ~~such~~ THE amount to the state treasurer for deposit in the gambling  
22 payment intercept cash fund created in ~~section 24-35-605.5~~ SECTION  
23 44-33-106.

24 **44-33-106. [Formerly 24-35-605.5] Gambling payment**  
25 **intercept cash fund - creation - gifts, grants, donations - intercepts for**  
26 **restitution.** (1) There is hereby created in the state treasury the gambling  
27 payment intercept cash fund, referred to in this section as the "fund". The

1 fund shall consist of any ~~moneys~~ MONEY deposited in the fund pursuant  
2 to ~~section 24-35-605 (3)~~ SECTION 44-33-105 (3), any allocations made to  
3 the fund pursuant to section 24-33.5-506 (1)(c.5)(I), any other ~~moneys~~  
4 MONEY appropriated to the fund by the general assembly, and any gifts,  
5 grants, or donations from private or public sources, ~~which~~ THAT the  
6 department of revenue is hereby authorized to seek and accept for the  
7 purposes set forth in this section. All private and public funds received  
8 through gifts, grants, or donations shall be transmitted to the state  
9 treasurer, who shall credit the same to the fund. The state treasurer shall  
10 also credit to the fund any ~~moneys~~ MONEY that ~~are~~ IS allocated thereto  
11 pursuant to section 24-33.5-506 (1)(c.5)(I).

12 (2) (a) The ~~moneys~~ MONEY in the fund shall be continuously  
13 appropriated to the department of revenue for the purpose of expanding  
14 the program established by this ~~part 6~~ ARTICLE 33 to include intercepts of  
15 restitution that a person has been ordered to pay pursuant to section  
16 18-1.3-603 or 19-2-918, ~~C.R.S.~~, as certified by the judicial department.  
17 As soon as there ~~are~~ IS sufficient ~~moneys~~ MONEY in the fund, the  
18 department of revenue shall expand the program for ~~such~~ THAT purpose.

19 (b) Once the intercept program has been expanded as described  
20 in ~~paragraph (a) of this subsection (2)~~ SUBSECTION (2)(a) OF THIS  
21 SECTION:

22 (I) The department of revenue shall notify the judicial department  
23 and the registry operator that the judicial department may begin certifying  
24 outstanding debt pursuant to ~~section 24-35-604 (1.5)~~ SECTION 44-33-104  
25 (2); and

26 (II) ~~Moneys~~ MONEY in the fund shall be subject to annual  
27 appropriation by the general assembly for the direct and indirect costs

1 associated with the administration of this ~~part 6~~ ARTICLE 33.

2 (c) Any ~~moneys~~ MONEY in the fund not expended for the purposes  
3 set forth in ~~paragraphs (a) and (b) of this subsection (2)~~ SUBSECTIONS  
4 (2)(a) AND (2)(b) OF THIS SECTION may be invested by the state treasurer  
5 as provided by law. All interest and income derived from the investment  
6 and deposit of ~~moneys~~ MONEY in the fund shall be credited to the fund.  
7 Any unexpended and unencumbered ~~moneys~~ MONEY remaining in the  
8 fund at the end of a fiscal year shall remain in the fund and shall not be  
9 credited or transferred or revert to the general fund or any other fund.

10 **44-33-107. [Formerly 24-35-606] Liability - immunity.** (1) A  
11 licensee that fails to comply with the provisions of ~~section 24-35-605~~  
12 SECTION 44-33-105 shall be subject to sanctions by its licensing authority  
13 pursuant to ~~sections 12-47.1-525 (1) and 12-60-507 (1), C.R.S.~~ SECTIONS  
14 44-30-524 (1) AND 12-60-507 (1).

15 (2) A licensee that makes a payment to a winner in violation of  
16 ~~section 24-35-605~~ SECTION 44-33-105 shall not be liable to the person to  
17 whom the winner owes an outstanding debt.

18 (3) Except as provided in THIS section, ~~24-35-606~~, a licensee shall  
19 be immune from civil and criminal liability for acting in compliance with  
20 the provisions of this ~~part 6~~ ARTICLE 33.

21 **44-33-108. [Formerly 24-35-607] Contracting authority -**  
22 **memoranda of understanding - rules.** (1) The executive director ~~of the~~  
23 ~~department of revenue~~ may enter into a contract with a private entity, in  
24 accordance with the "Procurement Code", articles 101 to 112 of ~~this title~~  
25 TITLE 24, to create and maintain the registry.

26 (2) The department ~~of revenue~~ may enter into memoranda of  
27 understanding with the judicial department, the department of human

1 services, and the department of personnel to implement this ~~part 6~~  
2 ARTICLE 33. If the registry is operated by a private entity pursuant to this  
3 section, the registry operator may enter into memoranda of understanding  
4 with the judicial department, the department of human services, and the  
5 department of personnel to implement this ~~part 6~~ ARTICLE 33.

6 (3) The executive director of the ~~department of revenue~~ shall  
7 promulgate rules in accordance with article 4 of ~~this title~~ TITLE 24 to  
8 implement this ~~part 6~~ ARTICLE 33. The rules shall include, but need not be  
9 limited to, rules regarding:

10 (a) The removal from the registry of information regarding  
11 persons who satisfy their outstanding debts;

12 (b) The manner in which a licensee shall communicate with the  
13 registry, including the information a licensee shall submit to the registry  
14 and the procedures to be followed if the registry is inaccessible due to  
15 technical or other problems;

16 (c) The protection of the confidentiality of information in the  
17 registry; and

18 (d) The circumstances and means by which an outstanding debt  
19 may be collected from a licensee pursuant to ~~section 24-35-605(2)(b)(IV)~~  
20 SECTION 44-33-105 (2)(b)(IV).

21 (4) The executive director of the ~~department of revenue~~ shall  
22 promulgate a rule in accordance with article 4 of ~~this title~~ TITLE 24  
23 allowing a licensee to retain at least thirty dollars of each payment  
24 withheld pursuant to this ~~part 6~~ ARTICLE 33 to cover the licensee's costs  
25 of compliance with this ~~part 6~~ ARTICLE 33, which amount shall be added  
26 to the debtor's outstanding debt.

27 **SECTION 3. Repeal of relocated provisions in this act.** In

1 Colorado Revised Statutes, **repeal** part 6 of article 35 of title 24.

2 **SECTION 4.** In Colorado Revised Statutes, 12-14-103, **amend**  
3 (2)(b) introductory portion and (2)(b)(IX) as follows:

4 **12-14-103. Definitions.** As used in this ~~article~~ ARTICLE 14, unless  
5 the context otherwise requires:

6 (2) (b) "Collection agency" does not include:

7 (IX) A limited gaming or racing licensee acting pursuant to ~~part 6~~  
8 ~~of article 35 of title 24, C.R.S.~~ ARTICLE 33 OF TITLE 44.

9 **SECTION 5.** In Colorado Revised Statutes, 12-60-507, **amend**  
10 (1)(w) introductory portion and (1)(w)(I) as follows:

11 **12-60-507. Investigation - denial, suspension, and revocation**  
12 **actions against licensees - unlawful acts.** (1) The commission upon its  
13 own motion may, and upon complaint in writing of any person shall,  
14 investigate the activities of any licensee or applicant within the state or  
15 any person upon the premises of any facility licensed pursuant to this  
16 ~~article~~ ARTICLE 60. In addition to its authority under any other provision  
17 of this ~~article~~ ARTICLE 60, the commission may issue a letter of  
18 admonition to a licensee, fine a licensee, suspend a license, deny an  
19 application for a license, or revoke a license, if ~~such~~ THE person has  
20 committed any of the following violations:

21 (w) (I) Failing to comply with the requirements of ~~part 6 of article~~  
22 ~~35 of title 24, C.R.S.,~~ ARTICLE 33 OF TITLE 44 or any rule promulgated by  
23 the executive director of the department of revenue pursuant to ~~section~~  
24 ~~24-35-607 (3), C.R.S.~~ SECTION 44-33-108 (3).

25 **SECTION 6.** In Colorado Revised Statutes, 12-60-513, **amend**  
26 (1) as follows:

27 **12-60-513. Payments of winnings - intercept.** (1) Before

1 making a payment of cash winnings from pari-mutuel wagering on horse  
2 or greyhound racing for which the licensee is required to file form W-2G,  
3 or a substantially equivalent form, with the United States internal revenue  
4 service, the licensee shall comply with the requirements of ~~part 6 of~~  
5 ~~article 35 of title 24, C.R.S.~~ ARTICLE 33 OF TITLE 44.

6 **SECTION 7.** In Colorado Revised Statutes, 26-13-118.7, **amend**  
7 (1), (2), and (3) as follows:

8 **26-13-118.7. Gambling winnings - interception - rules.**

9 (1) Pursuant to ~~section 24-35-604 (2), C.R.S.~~ SECTION 44-33-104 (3), the  
10 state department shall periodically certify to the registry operator  
11 information regarding persons who owe a child support debt or child  
12 support costs to the state pursuant to section 14-14-104, ~~C.R.S.~~, or who  
13 owe child support arrearages requested as part of an enforcement action  
14 pursuant to article 5 of title 14, ~~C.R.S.~~, or who owe child support  
15 arrearages or child support costs that are the subject of enforcement  
16 services provided pursuant to section 26-13-106. The information shall  
17 include the social security number of the person owing the child support  
18 debt, arrearages, or child support costs, the amount owed, and the other  
19 information required by the registry operator pursuant to ~~section~~  
20 ~~24-35-604 (4), C.R.S.~~ SECTION 44-33-104 (6).

21 (2) Upon receipt from the registry operator of a payment and  
22 accompanying information pursuant to ~~section 24-35-605 (2)(b), C.R.S.~~  
23 SECTION 44-33-105 (2)(b), the state department shall notify the obligated  
24 parent in writing that the state intends to offset the parent's child support  
25 debt, child support arrearages, or child support costs against the parent's  
26 winnings from limited gaming or from pari-mutuel wagering on horse or  
27 greyhound racing. The notice shall include information on the parent's

1 right to object to the offset and to request an administrative review  
2 pursuant to the rules of the state board.

3 (3) Upon receipt of a payment from the registry operator pursuant  
4 to ~~section 24-35-605 (2)(b), C.R.S.~~ SECTION 44-33-105 (2)(b), the state  
5 department shall deposit the payment with the family support registry  
6 created pursuant to section 26-13-114. After the final disposition of any  
7 administrative review requested pursuant to subsection (2) of this section,  
8 the state department shall disburse the payment for processing or for  
9 distribution to the individual receiving support enforcement services  
10 pursuant to section 26-13-106, as appropriate.

11 **SECTION 8. Act subject to petition - effective date.** This act  
12 takes effect at 12:01 a.m. on the day following the expiration of the  
13 ninety-day period after final adjournment of the general assembly (August  
14 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a  
15 referendum petition is filed pursuant to section 1 (3) of article V of the  
16 state constitution against this act or an item, section, or part of this act  
17 within such period, then the act, item, section, or part will not take effect  
18 unless approved by the people at the general election to be held in  
19 November 2018 and, in such case, will take effect on the date of the  
20 official declaration of the vote thereon by the governor.